

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RICK L. SCHWARTZ, individually and on  
behalf of all others similarly situated

Plaintiffs,

v.

No. C 09-03291 WHA

PROVIDENT LIFE AND ACCIDENT  
INSURANCE COMPANY, THE PAUL  
REVERE LIFE INSURANCE  
COMPANY, UNUM LIFE INSURANCE  
COMPANY OF AMERICA, UNUM  
GROUP (f/k/a) UNUMPROVIDENT  
CORPORATION, THE COMMISSIONER  
OF THE CALIFORNIA DEPARTMENT  
OF INSURANCE, and DOES 1-25,


Defendants.

**ORDER GRANTING  
PLAINTIFF'S UNOPPOSED  
MOTION FOR REMAND**

Plaintiff has moved to remand this action and defendants have filed a statement of non-opposition to plaintiff's motion. Accordingly, this case is hereby **REMANDED** to California Superior Court for the City and County of San Francisco. The hearing on the instant motion currently scheduled for October 1, 2009, and the case management conference currently scheduled for October 22, 2009, are hereby **VACATED**. The Clerk shall close the file.

**IT IS SO ORDERED.**

Dated: September 21, 2009.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE